

81. (amended) The device of claim 68, wherein at least one of said first and second milling surfaces of said form cutter is tapered outwardly from a front surface of said form cutter.

121. (amended) A form cutter for preparing a space between adjacent vertebral bodies to receive an insert, said form cutter having:

- (a) at least one top milling surface for removing bone;
- (b) a bottom surface opposite said at least one top milling surface adapted to mount on a device capable of moving said form cutter;
- (c) said at least one top milling surface of said moving form cutter being capable of removing bone from an end plate of at least one of said adjacent vertebral bodies to create at least one surface in said end plate having a predetermined contour;
- (d) said at least one top milling surface having a width selected to substantially match the overall width of said insert to be received between said adjacent vertebral bodies; and
- (e) said form cutter having a leading edge configured to cut into the vertebral body as said form cutter is inserted into the spine.